

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 10 1978  
Returned to applicant for correction NOV 15 1978  
Corrected application filed \_\_\_\_\_ Map filed NOV 10 1978

The applicant Jack Litster, Victor Brooks, Charles Whitmore, Tim Brooks and Russel Brooks  
of Star Rte. Box 56, Winnemucca, County of Nv 89445  
State of Nevada, hereby makes application for permission to change the  
point of diversion  
of water heretofore appropriated under permit 31325

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground  
(Name of stream, lake or other source.)
2. The amount of water to be changed .68 cfs  
(Second feet, acre feet.)
3. The water to be used for irrigation and domestic  
(If for stock state number and kind of animals.)
4. The water heretofore used for irrigation and domestic  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 12, T39N, R38E.

MDB&M; or a point from which the N $\frac{1}{2}$  corner of said sec. 12 bears  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
N 7° 21' W, 387 ft.

6. The existing point of diversion is located within NW $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 12, T39N, R38E, MDB&M;  
or a point from which the N $\frac{1}{2}$  corner of said sec. 12 bears N 45° W,  
(If point of diversion is not changed, do not answer.)  
1725 ft.

7. Proposed place of use NW $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 12, T39N, R38E, MDB&M, 35.91 acres  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use unchanged 35.91 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$  sec. 12, T39N,  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)  
R38E, MDB&M.

9. Use will be from January 1 to December 31 of each year.  
(Month) (Month)
10. Use has been from January 1 to December 31 of each year.  
(Month) (Month)

## 11. Description of proposed works.

Well, pump and sprinkling system

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works..... Constructed

13. Estimated time required to construct works..... Constructed

14. Remarks The change is required because the well was actually drilled more than 300 ft. from the point of diversion of the permit.  
Use PBU map for 30697.

Compared lp/ga gk/bc

Applicant Jack Litster, et al

By s/ J.R. Caldwell

P.O. Box 432

Winnemucca, Nv 89445

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 31325 is issued subject to the terms and conditions imposed in said Permit 31325 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total duty allowed under this permit shall not exceed 143.64 acre-feet per annum for the irrigation of 35.91 acres.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed .68 cubic feet per second, but not to exceed a

yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before September 13, 1981

Proof of completion of work shall be filed before October 13, 1981

Application of water to beneficial use shall be made on or before September 13, 1981

Proof of the application of water to beneficial use shall be filed on or before October 13, 1981

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed

Completion of work filed AUG 27 1981

Proof of beneficial use filed NOV 8 1982

Cultural map filed

Certificate No. 10494 Issued DEC 13 1982

Recorded Bk. Page

IN TESTIMONY WHEREOF, I, PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of JULY

A.D. 19 81

*Peter G. Morros*  
State Engineer